

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, JANUARY 11, 1988
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:03 p.m.
Deputy Mayor McColl adjourned the meeting at 5:35 p.m. into Closed
Session on Tuesday, January 12, 1988 at 9:30 a.m. in the twelfth
floor conference room to discuss pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (rb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Chaplin Rod Scheer.

FILE LOCATION: MINUTES

Jan-11-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Roberts.

FILE LOCATION: MINUTES

ITEM-30: (R-88-1341) ADOPTED AS RESOLUTION R-270096

Recognizing the excellent record of the Point Loma High School football team and the exemplary contribution of Bennie Edens; designating Monday, January 11, 1987 as "Coach Bennie Edens Day."

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A043-122.)

MOTION BY ROBERTS TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-31:

Two actions relative to authorizing Suggestion Awards to the following employees:

Subitem-A: (R-88-1339) ADOPTED AS RESOLUTION R-270097

Dennis Marnell - General Services - \$500
George Kropp and
David Mauldin - General Services - \$500
Douglas Pendarvis - General Services - \$320
Ted Myrus - General Services - \$90

Subitem-B: (R-88-1340) ADOPTED AS RESOLUTION R-270098

Duane Zimmerman - Utilities - \$80

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A123-132.)

MOTION BY MCCOLL TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Jan-11-1988

ITEM-32: APPROVED

Approval of Council Minutes for the Meetings of:
9/28/87

9/29/87
10/12/87
10/13/87
10/19/87
10/20/87
10/22/87 Special
10/26/87
10/27/87

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A133-140.)

MOTION BY McCOLL TO APPROVE. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-33: GRANTED HEARING

Matter of the request of Kobey Corporation, by Charles R. Gill of McDonald, Hecht & Solberg, for a hearing of an appeal from the decision of the Planning Commission in denying a request for a Conditional Use Permit to continue the operation of a presently existing swap meet on a site (approximately 38 acres) located on the north side of Sports Arena Boulevard between Hancock and Rosecrans Streets, in Zone CR, in the Midway Community Plan area. The subject property is further described as portions of Pueblo Lots 241, 242, 259, 276, 311, 312, 313 and 338 of Pueblo Lands of San Diego, Miscellaneous Map 36 and Lot "A" and a portion of Lot "B" of Pueblo Lot 339 and a portion of Case and McElwee Subdivision, Map-1581. (CUP-86-0974. District-2.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM - CUP-86-0974

COUNCIL ACTION: (Tape location: A148-179.)

MOTION BY ROBERTS TO GRANT THE HEARING AND SET FOR FEBRUARY 9, 1988 AT 2:00 P.M.; AND TO INCORPORATE FINDINGS THAT THE DEVELOPMENT PRESENTS A CITY-WIDE PLANNING ISSUE IN WHICH GUIDANCE OF THE CITY COUNCIL IS REQUIRED WHEN THE MATTER IS OF CITY-WIDE SIGNIFICANCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-50: (O-88-76) ADOPTED AS ORDINANCE O-17005 (New Series)

Amending Chapter IX, Article 5, Divisions 1 and 2, and Chapter X, Article 1, Divisions 4 and 11, of the San Diego Municipal Code, by amending Sections 95.0103, 95.0105, 95.0209, 101.0407, 101.0410, 101.0423, 101.0426, 101.1112, 101.1116, 101.1120.4, 101.1123, and by adding Sections 101.1120.7, relating to Signs.

(Introduced on 12/7/87. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A243-A250.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

* ITEM-51: (O-88-64) ADOPTED AS ORDINANCE O-17006 (New Series)

Incorporating Lots 5, 6 and the northern one-half of Lot 7, Block 4, Hillcrest Subdivision, Map-1024 (a 0.23-acre site), located on the east side of Third Avenue between Lewis and Washington Streets, into Zone CO.
(Case-87-0270. Uptown Medical Complex Community Plan. District-2. Introduced on 12/8/87. Council voted 9-0.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A243-A250.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

* ITEM-52: (O-88-98) ADOPTED AS ORDINANCE O-17007 (New Series)

Incorporating portions of Rosedale Tract, Map-825, located east of Interstate 15, between State Route 52 (under construction) and Clairemont Mesa Boulevard, into M-IP and HR Zones.
(Case-87-0967. Tierrasanta Community Area. District-5. Introduced on 12/8/87. Council voted 6-2. Districts 1 and 8 voted nay. Mayor not present.)

FILE LOCATION: ZONE ORD NO.

COUNCIL ACTION: (Tape location: A243-A250.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksmayea, Hendersonyeyea, McCartyyeyea, Filneryeyea, Mayor O'Connoryeyea.

* ITEM-100: (R-88-1026) ADOPTED AS RESOLUTION R-270100

Awarding contracts for the purchase of miscellaneous turbine type water meters with strainers, as may be required for a period of one year beginning November 1, 1987 through October 31, 1988, for an estimated annual cost of \$29,100, as follows: (BID-9318)

1. Neptune Water Meter Company for Item 1, with options to renew the contract for four additional one-year periods, with option year price increases not to exceed 5 percent of the prices in effect at the end of the previous contract year.
2. Badger Meter, Inc. for Items 2 and 3, with options to renew the contract for four additional one-year periods, with option year price increases not to exceed the prices in effect at the end of the previous contract year, by the following percentages: option year 1 - 1 percent, option year 2 - 1.5 percent, option year 3 - 2 percent, option year 4 -3.5 percent.
3. Kent Meters, Inc. for Items 4, 5 and 7, with options to renew the contract for four additional one year periods, with no price increases in the first option year and the price increases in the second through fourth option years not to exceed 3 percent of the prices in effect at the end of the previous contract year.
4. Western Water Meter Co., Inc. for Item 6, with options to renew the contract for four additional one-year periods, with option year price increases not to exceed 10 percent of the prices in effect at the end of the previous contract period.

FILE LOCATION: MEET CONT FY88-4

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksmayea. Passed by the following vote: Wolfsheimeryeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Henderson-yeyea, McCarty-yeyea, Filner-yeyea, Mayor O'Connor-yeyea.

* ITEM-101: (R-88-1035) ADOPTED AS RESOLUTION R-270101

Awarding contracts for the purchase of miscellaneous replacement water meter parts, as may be required for a period of one year beginning November 1, 1987 through October 31, 1988, for a total estimated annual cost of \$58,200, including tax, terms and freight, as follows:
(BID-9322)

1. Western Water Meter Co. - Item 1 at 10 percent discount from manufacturer's list price, with options to renew the contract for four additional one-year periods, with option year price increases not to exceed the prices in effect at the end of the previous contract years by the following percentages: option years 1 and 2 - 2 percent, option years 3 and 4 - 5 percent.
2. Badger Meter, Inc. - Item 2, at 37 percent discount from manufacturer's list price, with options to renew the contract for four additional one-year periods with option year price increases not to exceed the prices in effect at the end of the previous contract years by the following percentages: option year 1 - one percent, option year 2 - 1.5 percent, option year 3 - 2.5 percent, option year 4 - 3 percent.
3. Carlon Meter Company - Item No. 3 - at 10 percent discount from manufacturer's list price, F.O.B. Grand Haven, with options to renew the contract for four additional one-year periods, with option year price increases not to exceed the prices in effect at the end of the previous contract years by 10 percent for option years 1 through 4.
4. Hersey Products, Inc. - Item No. 4, at manufacturer's list price, F.O.B. Los Angeles, with full freight allowed on orders of \$1,000 and over, with options to renew the contract for four additional one-year periods, with option year price increases not to exceed the prices in effect at the end of the previous contract years by 6 percent for option years 1 through 4.
5. Kent Meters, Inc. - Item No. 5 at 25 percent discount from manufacturer's list price, with options to renew the contract for four additional one-year periods, with option year price increases not to exceed the prices in effect at the end of the previous contract years by the following percentages: option year 1 - 0 percent, option year 2 - 3 percent, option year 3 - 5 percent, option year 4 - 6 percent.
6. Neptune Water Meter Company - Item No. 6, at 15 percent

discount from manufacturer's list price, with options to renew the contract for four additional one-year periods at the same percentage discount on updated manufacturer's list prices.

7. Rockwell International - Item No. 7, at 10 percent discount from manufacturer's list price.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-88-1024) ADOPTED AS RESOLUTION R-270102

Awarding a contract for furnishing office furniture, as may be required for a period of one year beginning November 1, 1987 through October 31, 1988, for an estimated cost of \$111,000, with options to renew the contracts for two additional one year periods, as follows: (BID-9275)

1. Arenson Office Furniture for Section I - Desks; Section II - Tables; Section III - Vertical Files, Lateral Files, Bookcases and Storage Cabinets; Section VI - Executive Furnishings for the following brands: Anderson and Signature.
2. Southwest Business Interiors for Section IV - Office Chairs; Section VI - Executive Furnishings for the following brands: Chairworld, Commercial Chair Co., Gunlocke, Krueger, La-Z-Boy, Steelcase and St. Timothy's.
3. H. G. Daniels Co. for Section V - Gas Cylinder Chairs.
4. Seal Furniture and Systems for Section VI - Executive Furnishings for the following brands: Alba, Benedetti, Chromecraft, G. F. Furniture, Harpers, Howe and KT Furniture.
5. The Office Pavilion A B-K Cox Company for Section VI - Executive Furnishings for the following brand: Condi.
6. San Diego Office Supply for Section VI - Executive Furnishings for the following brand: Kimball.

FILE LOCATION: MEET CONT FY88-6

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-103: (R-88-1012) ADOPTED AS RESOLUTION R-270103

Awarding a contract to the Goodyear Tire and Rubber Company for the purchase of 216 linear feet of rubber railroad crossing material at a cost of \$226.00 per linear foot for a total cost of \$51,971.63, including tax and terms; authorizing the City Auditor and Comptroller to transfer \$51,971.63 from Capital Outlay Fund 30245, CIP-640040 to Capital Outlay Fund 30245, CIP-640047; authorizing the expenditure of not to exceed \$51,971.63 from Capital Outlay Fund 30245, CIP-640047, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9381)
Aud. Cert. 8800591.

FILE LOCATION: MEET CONT FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104: (R-88-1021) ADOPTED AS RESOLUTION R-270104

Awarding a contract to Morse Scale Co., Inc. for the purchase and installation of one set of above ground truck scales with weigh-in equipment for a total cost of \$40,489.35, including tax and terms. (BID-9075A)
Aud. Cert. 8800579.

FILE LOCATION: MEET CONT FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-105:

Four actions relative to the final subdivision map of Lago Dorado Industrial Park, a 13-lot subdivision located southeasterly of Erma Road and Scripps Ranch Boulevard: (Miramar Ranch North Community Area. District-5.)

Subitem-A: (R-88-1365) ADOPTED AS RESOLUTION R-270105

Authorizing the execution of a Subdivision Improvement Agreement with BCE Development, Inc. for the installation and completion of public improvements.

Subitem-B: (R-88-1364) ADOPTED AS RESOLUTION R-270106
Approving the final map.

Subitem-C: (R-88-1366) ADOPTED AS RESOLUTION R-270107
Authorizing the execution of an agreement with BCE Development, Inc., allowing the developer to record a final map prior to entering into a Facilities Financing Agreement.

Subitem-D: (R-88-1367) ADOPTED AS RESOLUTION R-270108
Authorizing the execution of an agreement with BCE Development, Inc. for posting security on and construction of sewer improvements.

WU-E-88-08.

FILE LOCATION: SUBD - Lago Dorado Industrial Park
CONT FY88-1

COUNCIL ACTION: (Tape location: A270-436; B125-400.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-nay, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106:

Three actions relative to the final subdivision map of Mirador Park Unit No. 2, a 152-lot subdivision located northwesterly of Calle Cristobal and Camino Ruiz:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-88-1315) ADOPTED AS RESOLUTION R-270109
Authorizing the execution of a Subdivision Improvement Agreement with the Fieldstone Company for the installation and completion of public improvements.

Subitem-B: (R-88-1314) ADOPTED AS RESOLUTION R-270110
Approving the final map.

Subitem-C: (R-88-1319) ADOPTED AS RESOLUTION R-270111
Approving the acceptance by the City Manager of a grant deed of the Fieldstone Company, granting to the City Lots 150, 151, and 152 of Mirador Park Unit No. 2.

FILE LOCATION:

Subitems A and B: SUBD - Mirador Park Unit
No. 2;

Subitem C: DEED F-4306 CONT
FY88-1; DEED FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-107: (R-88-1357) ADOPTED AS RESOLUTION R-270112

Approving the final subdivision map of Pacific Corporate
Center Unit No. 8, a three-lot subdivision located
northeasterly of I-805 and Mira Mesa Boulevard.
(Mira Mesa Community Area. District-5.)

FILE LOCATION: SUBD - Pacific Corporate Center Unit No. 8
CONT FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-88-1330) ADOPTED AS RESOLUTION R-270113

Approving Parcel Map TM-86-1039 located northwesterly of La
Jolla Mesa Drive and La Jolla Rancho Road.
(La Jolla Community Area. District-1.)

FILE LOCATION: SUBD - Pueblo Lot 1774, por.

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-88-1332) ADOPTED AS RESOLUTION R-270114

Vacating Evergreen Street between Quimby Street and Russell
Street under the procedure for the summary vacation of
streets where for a period of five consecutive years the
street to be vacated has been impassable for vehicular

travel and during such period no public money has been expended for maintenance; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; reserving and excepting the right from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewals thereof, to construct, maintain, operate, replace, remove, renew, and enlarge overhead or underground lines of pipe, conduits, cables, wires, poles and other structures, equipment and fixtures; declaring that the easements reserved herein are in, under, over, upon, along and across portions of Evergreen Street vacated.

(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The abutting property owners have requested the vacation of the unimproved right-of-way in order to alleviate their concerns regarding unwanted transients, litter and fire hazards which are a constant nuisance to them. The vacation would permit the abutting property owners to fence the property, thus preventing future occurrences of such nuisances. The vacation would also provide additional yard areas for each of the four adjoining properties. The abutting properties are located in the Peninsula Community Plan Area and are within an R1-5000 Zone. The area of the proposed vacation is approximately 14,000 square feet which would revert equally to the four abutting properties. Therefore, no increase in density is anticipated. Any proposed redevelopment of the adjoining properties which would result in additional units being constructed will require discretionary permits. The Planning Department has no objection to the proposed vacation and the Planning Commission recommended approval on October 28, 1981 by a 6-0 vote. The right-of-way provides only secondary frontage to the abutting properties and is unimproved. It contains public and franchised facilities for which easements are to be reserved. Due to the steep slopes (35 percent grade) the utilization of this right-of-way is infeasible and is precluded from development for traffic circulation. Staff review has indicated that the right-of-way to be vacated is no longer required for present or prospective public use and may be summarily vacated.

FILE LOCATION: STRT J-2674; DEED F-4307 DEED FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110: (R-88-1355) ADOPTED AS RESOLUTION R-270115

Authorizing the execution of a deed conveying to San Diego Gas and Electric Company an easement for underground electrical facilities and appurtenances affecting a portion of City-owned Lot 5 in Block 10 of La Jolla Park -- Florence Riford Library Center.

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This easement is requested by SDG&E to provide underground electrical service to the Florence Riford Library Center under construction on Draper Avenue in La Jolla. Mrs. Riford donated this land to the City in 1983 as the site for a new public library. The proposed easement will occupy 144 square feet in the northeast corner of the site and will consist of a pad-mounted transformer and underground electrical ducts connecting to those in the alley. The transformer will not only serve the library but will also serve a condominium project being built across the alley from the library. In exchange for the transformer being located on the library site, the developer will pay for the cost and installation of the transformer, which will save the City several thousand dollars. The transformer will have the capacity to accommodate both projects, and a lack of space prevents the developer from installing a separate transformer on the condominium site. The actual dimensions of the transformer are the same whether it serves one or both sites. The proposed easement has been approved by the Library Department and the Engineering and Development Department.

FILE LOCATION: DEED F-4308 DEED FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111: (R-88-1334) ADOPTED AS RESOLUTION R-270116

Approving the acceptance by the City Manager of that deed of Grupe Real Estate Investors 50, conveying to City a sewer easement in a portion of Lot 1 of Carmel Mountain Ranch Unit 15, Map-11681; authorizing the execution of a quitclaim deed, quitclaiming to Grupe Real Estate Investors

50, all of the City's right, title and interest in the sewer easement in Lot 1, Carmel Mountain Ranch Unit No. 15, Map-11681.

(Carmel Mountain Ranch Community Area. District-1.)

FILE LOCATION: DEED F-4309 DEED FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-88-1338) ADOPTED AS RESOLUTION R-270117

Approving the Records Disposition Schedule for the City Attorney.

(See City Clerk Report CC-87-18.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-88-1359) ADOPTED AS RESOLUTION R-270118

Approving the Records Disposition Schedule for the General Services Department.

(See City Clerk Report CC-87-17.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-88-1354) ADOPTED AS RESOLUTION R-270119

Directing the City Manager to provide the use of the City's small showmobile by the Martin Luther King Jr., Elementary School, located at 415 31st Street, for its annual "King Day Parade" on January 14, 1988, between the hours of 1:00 p.m. and 3:30 p.m.

(Southeast San Diego Community Area. District-4.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-115: (R-88-1281) CONTINUED TO MARCH 7, 1988, 2:00 P.M.

Authorizing the City Manager to deny a request for additional water connections and additional water capacity for San Diego County Tax Assessors Parcel No. 307-060-073 for domestic and irrigation needs necessary to serve additional units.

(Sorrento Hills Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The owner of Assessor's Parcel No. 307-060-073, located at 3785 Arroyo Sorrento Road, is requesting water connections to an existing water main in Arroyo Sorrento Road. Previous Council direction has required that all water connection requests in the vicinity of Arroyo Sorrento Road be approved by Council. Currently there are 33 active water meters and at least 4 more that have Council approval but have not applied for a Public Improvement Permit at this time. The existing 4-inch water main in El Camino Real is the sole source of water supply to the 12-inch, 10-inch, and 8-inch water mains in Arroyo Sorrento Road. The 4-inch main was installed as a temporary solution to the well water problems in the area and was meant to only serve the 20 homes existing at that time. The 4-inch size main was the result of reviews by the California Coastal Commission which was concerned that a larger supply main would have a growth inducing potential. The 12-inch, 10-inch and 8-inch water mains were installed via an assessment district, however, the 4-inch main supplying these mains was installed with City Funds. At the time, it was understood that the 4" main did not have the capacity to provide adequate fire flows. Recently, the Fire Department has expressed concern over the lack of fire protection in this area and, therefore, we are recommending denial of this and future requests based on inadequate fire protection and limited capacity. The facilities needed to be installed that will resolve this problem have been required of 2 tentative maps within the Sorrento Hills Community Planning Area. However, at this time, it is difficult to estimate when the permanent water facilities will be installed.

WU-U-88-016.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A180-242.)

MOTION BY WOLFSHEIMER TO CONTINUE TO MARCH 7, 1988, 2:00 P.M.,

TO RECEIVE REPORT FROM THE WATER DEPARTMENT REGARDING FIRE FIGHTING FACILITIES. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-116: (R-88-1368) TRAILED TO JANUARY 12, 1988

Authorizing the execution of an agreement with Associated American, Ltd., dba The Kelly Group, for providing a health/wellness newsletter to City employees, during the 1988 Calendar Year; authorizing the expenditure of an amount not to exceed \$35,000 from the Risk Management Department (084), Fund 50061 for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: The City's Wellness Program (of health/risk assessment and educational lectures) initially reached approximately 600 City employees. As a follow-up to this initial phase and to continue the City's efforts to improve the health and physical condition of employees, the next phase would involve mailing wellness newsletters to employees' homes. The objective of this Wellness Program is to encourage a higher level of fitness and health for City employees which may lead to reduced Worker's Compensation and sick leave costs. Through the Request for Proposal process Kelly Communications was selected to provide six issues of Health Action in Calendar Year 1988 which is designed to:

1. Improve the "health style" of employees and dependents through its focus on stress management, nutrition, fitness and better health practices;
2. Increase the level of health knowledge regarding early detection of health problems and the health risks of current lifestyles;
3. Improve employee's medical decisions by providing specific, usable information to increase medical self-care behavior and appropriate use of health benefits.

Kelly Communications was selected from several proposals because of their excellent format and quality of information.

Aud. Cert. 8800601.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A441-447.)

* ITEM-117: (R-88-1323) ADOPTED AS RESOLUTION R-270120

Authorizing the execution of an agreement with Estrada Land Planning for consulting services to develop design plans, construction drawings and cost estimates for a street closure and median landscaping improvement for the Mid-City Commercial Revitalization Project - Public Improvements Phase IV - El Cajon Boulevard Median Project; authorizing the expenditure of an amount not to exceed \$40,000 from Fund 18523, Department 5633, Organization 3310 for the above consulting services.

(Greater North Park Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: A consultant to provide professional services in the preparation of design plans, construction drawings, specifications and cost estimates for a street closure and median landscaping project is proposed as an activity of the Mid-City Commercial Revitalization Project. Revitalization was initiated in 1982 and includes such activities as a loan and rebate program urban design studies, public improvements, and organizations of business and assessment districts. The El Cajon Boulevard Median Project includes \$330,000 for landscaping and median improvements (\$240,000 from City General Fund, and \$90,000 from CDBG funds.) An advertisement for this project was placed by the Engineering and Development Department and its consultant selection committee recommended three companies from seventeen responses. Representatives from the three companies were interviewed by a committee comprised of City staff from the Engineering and Development, Planning, and Park and Recreation Departments. That committee recommended Estrada Land Planning. The consultant will provide the City with conceptual and final design plans, construction drawings, specifications, contract documents and cost estimates for the construction of median closures, turn pockets and landscaping on El Cajon Boulevard between Park Boulevard and Texas Street.

Aud. Cert. 8800558.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-118: (R-88-1337) ADOPTED AS RESOLUTION R-270121

Authorizing the execution of an agreement with HYA Consulting Engineers for the Point Loma Sedimentation

Basins 9 and 10, Influent Channel - Value Engineering Study; authorizing the expenditure of an amount not to exceed \$74,190 from the Sewer Revenue Fund (41506), CIP-46-088.0, Point Loma Sedimentation Basins 9 and 10, for the purpose of providing funds for the above project. (District-2.)

CITY MANAGER SUPPORTING INFORMATION: The Water Utilities Department wishes to engage the services of HYA Consulting Engineers to perform a value engineering study on the proposed design of the Point Loma Treatment Plant, Sedimentation Basins 9 and 10, Influent Channel Project, CIP-46-088.0. Plans and specifications for this project have been completed by Nolte and Associates, Consulting Engineers. The estimated cost for construction is \$13 million. The value engineering study will investigate alternatives and suggest recommendations to reduce the cost of the project. The emphasis of the study will be on the performance of the proposed influent channel, tunnel design and parallel channel alternative. The objective of the study is to evaluate and recommend the best solution for equal flow to the sedimentation basins at the plant regardless of the flow rate and basins in service. This project was advertised in the San Diego Daily Transcript on August 14, 1987. Five qualified respondents were interviewed by a committee comprised of Water Utilities engineers. The firm, HYA Consulting Engineers, was recommended by this Committee with the approval of the City Manager.

Aud. Cert. 8800580.

WU-U-88-072.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: B453-600.)

MOTION BY STRUIKSMA TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-119: (R-88-1333) ADOPTED AS RESOLUTION R-270122

Authorizing the execution of a 5-year lease agreement with the Immigration and Naturalization Service - Western Regional Office for office space in Building 2002 and three aircraft tie-down spaces at Brown Field Airport, at an annual rent of \$6,312 plus 4 cents per gallon on fuel delivered to the airport for the lessee's use.

(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Immigration and

Naturalization Service has leased office space in Building 2002 at Brown Field for its aviation section since 1979. Their current lease expired on September 30, 1987. This proposed lease is for a five-year term beginning October 1, 1987, and increases their rent from \$314 per month to \$526 per month plus four cents per gallon of fuel delivered to the airport for their use. The proposed lease provides for a Consumer Price Index rent adjustment beginning on the first day of April, 1990.

FILE LOCATION: LEAS - Immigration and Naturalization
Service - Western Regional Office
LEAS FY88-1

COUNCIL ACTION: (Tape location: A251-270.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150: (R-88-1356) ADOPTED AS AMENDED AS RESOLUTION R-270123

Approving the legislative recommendation regarding AIDS contained in Intergovernmental Relations Department Report IRD-87-26, dated November 13, 1987, as amended and approved unanimously by the RULES Committee on November 18, 1987; approving the proposed policy language contained in IRD-87-26, dated November 13, 1987, for inclusion in Council Policy 000-19.

(See Intergovernmental Relations Department Report IRD-87-26.)

COMMITTEE ACTION: Reviewed by RULES on 11/18/87.

Recommendation to adopt the Intergovernmental Relations Department recommendation amended to delete Section B-1 from the draft legislative policy. Districts 2, 3 and Mayor voted yea. District 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B001-125.)

MOTION BY STRUIKSMA TO ADOPT THE DRAFT POLICY EXCLUDING SECTION B-1. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO OPPOSE MANDATORY TESTING. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-nay, Pratt-yea, Struiksma-yea, Henderson-nay, McCarty-nay, Filner-yea, Mayor O'Connor-yea.

ITEM-151: (R-88-1154) DENIED

(Continued from the meeting of December 7, 1987, Item 152, at the City Manager's request, to meet with the property owners to resolve problems.)

Authorizing the City Engineer to execute an encroachment removal agreement with the owner of the property known as 5901 Eton Court, to allow the owner to maintain a chain link fence and install and maintain vegetation on a portion of property subject to an open space easement in favor of the City.

(See City Manager Report CMR-87-356.)

COMMITTEE ACTION: Reviewed by PFR on 7/22/87.

Recommendation to authorize the City Engineer to enter into an encroachment removal agreement to allow Mr. Reynolds to keep the fence on the condition that the fence is screened with paint and hedge and solar panels removed. Districts 2, 3, and 7 voted yea. District 5 and 8 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B405-C459.)

MOTION BY WOLFSHEIMER TO DENY THE ENCROACHMENT REMOVAL AGREEMENT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-nay, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-nay, Filner-yea, Mayor O'Connor-not present.

ITEM-200: (O-88-60) INTRODUCED, TO BE ADOPTED ON
JANUARY 19, 1988

(Continued from the meeting of December 7, 1987, Item 51, at the City Manager's request, to respond to questions by Mr. Rodriguez.)

Amending Chapter III, Article 3, of the San Diego Municipal Code by adding Division 43, relating to the Regulation of Money Exchange Houses.

(Introduced on 11/23/87. Council voted 8-0. District 4 vacant.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C469-D441.)

MOTION BY FILNER TO AMEND THE ORDINANCE AS FOLLOWS: 1) ORDINANCE TO TAKE EFFECT IN 90 DAYS, TO ALLOW EXISTING BUSINESSES ADEQUATE TIME TO BRING THEIR ESTABLISHMENTS UP TO CODE. 2) SECTION 33.4308(d) - ALL ADVERTISING AND SIGNS CONCERNING THE RATE OF EXCHANGE MUST INCLUDE ANY AND ALL COMMISSIONS OR FEES CHARGED BY THEIR BUSINESS ESTABLISHMENT.

ALL INTERIOR SIGNS CONCERNING RATES AND COMMISSION MUST BE POSTED AT A HEIGHT OF FIVE FEET AND MUST INCLUDE THE TRUE NET RATE OF EXCHANGE. 3) SECTION 33.4308(f) - ALL TRANSACTIONS OR EXCHANGES MUST BE RECORDED ON FORMS APPROVED BY THE CHIEF OF POLICE. THE FORM WILL BE PRE-PRINTED AND CONSIST OF AN ORIGINAL AND TWO COPIES. THE ORIGINAL MUST BE GIVEN TO THE CUSTOMER, ONE COPY RETAINED BY THE MONEY EXCHANGE HOUSE FOR TWELVE (12)

MONTHS

AND A COPY MAILED TO THE CHIEF OF POLICE ON A MONTHLY BASIS. THE FORM MUST CONTAIN THE FOLLOWING INFORMATION: (1) NAME, ADDRESS, AND PHONE NUMBER OF THE BUSINESS; (2) DATE AND TIME OF TRANSACTION; (3) TOTAL AMOUNT OF MONEY EXCHANGED; (4) A COMPLETE SUMMARY OF THE EXCHANGE BY DENOMINATION RECEIVED AND PAID OUT; AND (5) RATE OF EXCHANGE AT THE TIME OF TRANSACTION. Second by

McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-nay, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY FILNER TO INCLUDE LANGUAGE IN SECTION 33.4308(d) TO THE EFFECT THAT ANY DISCLOSURE OF COMMISSIONS OR FEES BE PURSUANT TO NUMBERS OR LETTERS THAT ARE NO LESS THAN TWO-THIRDS THE SIZE OF THE LARGEST NUMBERS OR LETTERS THAT ARE ON THE SIGN.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-nay, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-201: (O-88-54) CONTINUED TO FEBRUARY 8, 1988 AT 2:00 P.M.

(Continued from the meeting of October 19, 1987, Item 51, at Council Member Struiksma's request, to allow time to review the item.)

Introduction of an Ordinance amending Section 1 of Ordinance O-16203 (New Series), adopted May 14, 1984, incorporating a portion of Pueblo Lot 1101, Miscellaneous Map-36, a 1.6-acre site located on the north side of Friars Road, between Napa and Benicia Streets, into CO Zone; extension of time to June 14, 1990.

(See Planning Department Report PDR-87-432. Case-87-0267/EOT1. Linda Vista Community Area. District-5.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A180-242.)

MOTION BY STRUIKSMA TO CONTINUE FOR 30 DAYS. Second by Pratt.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202: (O-88-51) INTRODUCED TO BE ADOPTED ON JANUARY 25, 1988

Introduction of an Ordinance amending Chapter VI, Article
2, Division 2, of the San Diego Municipal Code by amending
Section 62.0208, relating to Cost Reimbursement District
Procedural.

CITY MANAGER SUPPORTING INFORMATION: In May of 1977, Section
62.0208 "Changes For Prior Street Improvements" was added to the
Municipal Code. The intent of this Section was to provide a
mechanism where a person may be reimbursed for a public
improvement that he was required to construct as a condition of
development, that directly benefits neighboring property owners.
He would then be reimbursed by these parties should they desire
to develop their property within the next ten years. Such an
Ordinance is consistent with provisions of the State of
California Subdivision Map Act. As currently written, this
Section was intended only for smaller type improvements, (i.e.
alleys, sidewalks). However, in recent years, developers have
requested that the provisions of this Section be applied to
larger public improvements such as major streets and water and
sewer facilities. In order to better comply with these
requests, the City Manager's and Attorney's offices have
proposed a rewrite of this Section. As rewritten, it would
better define the intent and scope of the Section, establish a
more defined procedure for such districts, and require a more
formal noticed hearing process for all established districts.
Also, it would increase the time period for reimbursements from
subsequent developers from ten to twenty years.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B121-125.)

MOTION BY ROBERTS TO INTRODUCE. Second by Henderson. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-203:

Two actions relative to the construction contract for Lake
Murray Community Park Phase II Improvements:
(Navajo Community Area. District-7.)

Subitem-A: (R-88-1027) ADOPTED AS RESOLUTION R-270124

Accepting the low bid of \$636,048 and awarding a contract to William J. Kirchnavy Construction Inc. for the improvement of Lake Murray Community Park Phase II Development; authorizing the City Auditor and Comptroller to transfer \$189,148 from Capital Outlay Fund 30245, CIP-29-614, Mid-City Beautification Project to CIP-23-404.2, Lake Murray Community Park - Development, Phase II; authorizing the Auditor and Comptroller, upon receipt of funds as reimbursement of eligible costs for the Ingraham Street Bridge project, over CIP-53-036, Ingraham Street Bridge Over Fisherman's Channel, to transfer \$189,148 from Capital Outlay Fund 30245, CIP-90-245, Capital Outlay Fund Reserve - General - Contingency Funds to CIP-29-614, Mid-City Beautification Project; authorizing the expenditure of not to exceed \$189,148 from Capital Outlay Fund 30245, CIP-23-404.2, Lake Murray Community Park Development, Phase II, to supplement funds previously authorized by Resolution R-259486, adopted on October 19, 1987, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9301)

Subitem-B: (R-88-1028) ADOPTED AS RESOLUTION R-270125
Certifying that the information contained in Environmental Negative Declaration END-80-06067, dated September 11, 1980, issued in connection with the Improvement of Lake Murray Community Park Phase II Development has been completed in compliance with the California environmental Quality Act of 1970 and State guidelines pursuant thereto, said Declaration has been reviewed and considered by this Council.

CITY MANAGER SUPPORTING INFORMATION: The project will construct 8 tennis courts (four lighted), an access road and off-street parking for approximately 150 cars at the Lake Murray Community Park located on Murray Park Drive in the Navajo Community. Bids for this project were opened on November 20, 1987. Six bids were received. The lowest bid by William J. Kirchnavy Construction, Inc. for \$636,048 was 36 percent over the City's estimated of \$466,900. Although the project can be reduced in scope to accommodate the funds available in the CIP, (Four courts vs. eight courts), it is the City Manager's recommendation to secure additional funding and construct the eight courts. The completed tennis complex will be operated and maintained by a private tennis club which feels that four courts

would not provide an economically viable operation.

Aud. Cert. 8800616.

FILE LOCATION: CONT - William J. Kirchnavy Construction
Inc. CONT FY88-1

COUNCIL ACTION: (Tape location: B121-125.)

MOTION BY ROBERTS TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-204:

Two actions relative to the Construction of Sewer and Water Main Replacement Group 63:
(Uptown, Uptown Medical Complex and Greater Golden Hill Community Areas. Districts-3 and 8.)

Subitem-A: (R-88-1022) ADOPTED AS RESOLUTION R-270126
19880111

Inviting bids for the Construction of Sewer and Water Main Replacement Group 63 on Work Order No. 148187/147206; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of an amount not to exceed \$2,396,210 (\$1,771,400 from Sewer Revenue Fund 41506, CIP-44-001, Annual Allocation - Main Replacements and \$624,810 from Water Revenue Fund 41502, CIP-73-083, Annual Allocation - Main Replacements) for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9438)

Subitem-B: (R-88-1023) ADOPTED AS RESOLUTION R-270127

Authorizing the City Manager to do by City Forces all the work to make connections and perform operational checks as required in connection with the Construction of Sewer and Water Main Replacement Group 63; declaring that the cost of said work shall not exceed \$113,000.

CITY MANAGER SUPPORTING INFORMATION: Sewer and Water Replacement Group 63 proposes to replace deteriorated concrete sewer mains and cast iron water mains in the Hillcrest area. The mains will be upgraded to conform to existing community plans. This project consists of the construction of 12,095 feet of 15, 12, 10, 8 and 6-inch sewer mains to replace existing

deteriorated and undersized concrete mains and the construction of 4,975 feet of 12-, 8- and 6-inch water mains to replace existing cast iron mains.

Aud. Cert. 8800586.

WU-P-88-065.

FILE LOCATION: W O 148187/147206 CONT - Engicon Corporation CONT FY88-1

COUNCIL ACTION: (Tape location: B121-125.)

MOTION BY ROBERTS TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-205: (R-88-973) CONTINUED TO FEBRUARY 8, 1988 AT 2:00 P.M.

(Continued from the meeting of November 30, 1987, Item 200, at Council Member Struiksmayea's request, to gather information from experts.)

Rescinding the provision in Resolution R-254594 relating to utilization of Site 428 for housing for persons and families of low-income; authorizing the execution of a new Grant Deed to replace the earlier Grant Deed, which shall delete any requirement for low-income housing on the site. (See Housing Commission Report HCR-87-014CC. Peninsula Community Area. District-2.)

NOTE: See Item 206 for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A180-242.)

MOTION BY ROBERTS TO CONTINUE ITEMS 205, 206, AND ITEM NUMBER 2 ON THE HOUSING AUTHORITY AGENDA TO FEBRUARY 8, 1988 AT 2:00 P.M., TO GIVE THE HOUSING COMMISSION TIME TO REVIEW.

Second by Struiksmayea. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-206: CONTINUED TO FEBRUARY 8, 1988 AT 2:00 P.M.

(Continued from the meeting of November 30, 1987, Item 201, at Council Member Struiksmayea's request, to gather information from experts.)

Four actions relative to multiple street and alley vacations and slope and sewer easement abandonment:

(See City Manager Report CMR-87-441. Peninsula Community Area. District-2.)

Subitem-A: (R-88-457)

Vacating Banning Street, Famosa Boulevard, San Clemente Street, Yonge Street, Xenophon Street, and an alley adjacent to Blocks 1, 1A and 7 through 9 within Loma Alta Unit 1, Map-1078 and a portion of Pueblo Lot 206.

Subitem-B: (R-88-464)

Vacating the City's interest in an unneeded sewer easement affecting a portion of Pueblo Lot 206, pursuant to Section 8300 et seq. of the Streets and Highways Code.

Subitem-C: (R-88-465)

Authorizing the sale by negotiation of a slope easement in Blocks 8 and 9 of Map-1078 and within a portion of Pueblo Lot 206 for the processing fee to The Housing Authority of the City of San Diego; authorizing the execution of a grant deed, granting to The Housing Authority of the City of San Diego, all that portion of a slope easement in Blocks 8 and 9 of Map-1078 and within a portion of Pueblo Lot 206; declaring that no broker's commission shall be paid by the City on the negotiated sale.

Subitem-D: (R-88-466)

Certifying that the information contained in Environmental Negative Declaration END-81-1029, issued in connection with the development of a 4.94-acre site adjacent to Nimitz Boulevard, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and that said Declaration has been reviewed and considered by the Council.

NOTE: See Item 205 for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B180-242.)

MOTION BY ROBERTS TO CONTINUE ITEMS 206, 205, AND ITEM NUMBER 2 OF THE HOUSING AUTHORITY AGENDA TO FEBRUARY 8, 1988 AT 2:00 P.M. TO GIVE THE HOUSING COMMISSION TIME TO REVIEW. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-207: (R-88-1335) ADOPTED AS RESOLUTION R-270128

Authorizing the execution of an agreement with Atkinson, Johnson and Spurrier, Inc., to provide professional

consultant services to review and evaluate plans submitted for subdivision projects for calendar years 1988 and 1989.

CITY MANAGER SUPPORTING INFORMATION: This agreement will provide professional consultant services to review and evaluate plans submitted for subdivision projects for calendar years 1988 and 1989. Similar contracts have been utilized for geotechnical consultant services in the past. Letters of interest were solicited from qualified consultants by advertisements appearing in the "San Diego Daily Transcript," on September 30, 1987. After reviewing the data submitted by ten firms, the consultant nominating committee recommended three firms for further consideration. Staff then interviewed the three firms and recommended Atkinson, Johnson and Spurrier, Inc. This agreement is for a two-year period at a maximum fee of \$25,000 per year.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: B121-125.)

MOTION BY ROBERTS TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-208: (R-88-1308) ADOPTED AS RESOLUTION R-270129

Authorizing the execution of an agreement with BSI Consultants, Inc. for the preparation of an engineering study to determine the future benefits and usefulness of the Bonita Pipeline; authorizing the expenditure of an amount not to exceed \$472,600 from Water Revenue Fund 41502, CIP-73-195.0, for the purpose of providing funds for the above project.

(Southeast San Diego and Skyline-Paradise Hills Community Areas. District-4.)

CITY MANAGER SUPPORTING INFORMATION: The Water Utilities Department is requesting that a study be prepared to determine the future of the Bonita Pipeline. The existing 28-inch steel pipe was installed in 1928 in order to transfer water from the Otay Water Shed to the Center City. The pipeline extends from Hilltop Avenue and 45th Street to the Bonita Way in the vicinity of Bonita Road. Corrosion and age have deteriorated the pipeline. Continuing growth and development in the City's domestic water system has raised questions as to the pipeline's usefulness. The consultant will investigate alternatives to supply water to the Bonita Pipeline service area and prepare plans and specifications. Due to the technical nature in the design of major water transmission and distribution lines, it is

recommended that a consultant be hired. The procedures outlined in Council Policy 300-7 "Consultant Services Selection," were followed in selecting the recommended consultant. From an advertisement placed on March 23, 1987 in the San Diego Daily Transcript, the Nominating Committee received 24 letters of interest from qualified consultants and selected five firms to be interviewed. The five consultant proposals were evaluated in the area of experience, capability of personnel, conformity to the City's Equal Opportunity Program, capability to explore and develop innovative techniques, and ability to complete the project within the required schedule and budget. The Selection Committee recommended that BSI Consultants, Inc. be hired to perform the needed services. The costs of the engineering tasks (on a not to exceed basis) are: Preliminary Work - \$58,800; Design - \$290,300; Construction Services - \$43,500; and Special Engineering - \$80,000.

Aud. Cert. 8800571.

WU-U-88-069.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: B121-125.)

MOTION BY ROBERTS TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-209: (R-88-1331) ADOPTED AS RESOLUTION R-270130

Authorizing the execution of an agreement with Hallenbeck, Chamorro and Associates to provide consultant services for the City's Central Library Fire Safety Improvements; authorizing the expenditure of an amount not to exceed \$25,000 from CIP-35-074, Central Library Fire Safety Improvements, Revenue Sharing Fund 18014 for the purpose of providing funds for the above project.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Central Library, located at 820 "E" Street, was constructed in 1952. The building is a three story reinforced concrete structure and has two basement levels which contain the stacks. A recent Fire Code compliance inspection by the Fire Prevention Bureau found two major deficiencies. First, the two basement areas should have a complete sprinkler system (currently only the basement corridors have a fire sprinkler system). Second, the floor exit corridors on the second and third floors should be upgraded to a one-hour fire rating. Also, the Fire Department strongly

recommends the use of an early warning device (smoke detectors) and fire sprinklers throughout the entire building. The recent fire at the Los Angeles Library showed that library materials contribute to a hot and rapid fire. The selection of this consultant was made in accordance with Council Policy 300-7. Aud. Cert. 8800573.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: D442-E034.)

MOTION BY ROBERTS TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-nay, Filner-yea, Mayor O'Connor-not present.

ITEM-210: (R-88-1143) RETURNED TO CITY MANAGER

(Continued from the meeting of December 7, 1987, Item 208, at the request of Mayor O'Connor and Council Member Struiksma, to allow the City Manager to contact the Port District, Seaport Village and Intercontinental Hotel to solve the problem of soil contamination in the area.)

Authorizing the Auditor and Comptroller to transfer within the General Fund 100, the sum of \$55,200 from the Unallocated Reserve (605) to the Allocated Reserve (901) for the purpose of providing funds to defray the costs of security services at the former police headquarters, located at 801 West Market Street, San Diego, CA 92101, for a period of approximately 12 months; authorizing the City Manager to expend a sum up to \$55,200 from the General Fund 100, Allocated Reserve (901), to pay for the security services at the former police headquarters for a period of 12 months.

(See City Manager Report CMR-87-615. Centre City Community Area. District-8.)

Aud. Cert. 8800474.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A180-242.)

MOTION BY STRUIKSMA TO RETURN TO THE CITY MANAGER AT THE MANAGER'S REQUEST TO RESOLVE MATTERS WITH THE SAN DIEGO UNIFIED PORT DISTRICT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-211: (R-88-946) ADOPTED AS RESOLUTION R-270131

(Continued from the meetings of November 23, 1987, Item 119, and December 7, 1987, Item 214; last continued at the City Manager's request for further review.)

Authorizing the execution of a three-year Right of Entry Permit with Raymond A. Whitwer, for the purpose of grazing cattle, at a monthly rental of \$6.00 per grazing head.

(Rancho Los Penasquitos Community Area. Districts-1 and 5.)

CITY MANAGER SUPPORTING INFORMATION: A City Manager's Right of Entry Permit was granted October 1, 1984 for the purpose of grazing cattle on the Los Penasquitos Canyon Preserve. This permit was scheduled to terminate October 1, 1987. The proposed three-year permit allows for early termination by the City with either a 60-day written notice or upon adoption of the Los Penasquitos Canyon Preserve Master Plan by City Council. If the new Master Plan encourages or endorses cattle grazing, then this permit may be extended with the same 60-day termination clause. The rent charged for the proposed permit is \$6 per head of grazing cattle per month and maintenance of the existing fence when required. Cattle grazing on this 1,856-acre City property benefits the City by controlling weed infestation and brush growth which can lead to a fire hazard. The permittee also repairs and maintains fencing around the perimeter of the preserve that the City would otherwise be responsible for.

FILE LOCATION: LEAS - Raymond A. Whitwer

COUNCIL ACTION: (Tape location: E073-F029.)

MOTION BY WOLFSHEIMER TO ACCEPT THE CITY MANAGER'S REPORT WHICH WOULD PERMIT THE RIGHT OF ENTRY FOR GRAZING CATTLE UNTIL ADOPTION OF THE MASTER PLAN. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-212: (O-88-110) TRAILED TO JANUARY 12, 1988

First public hearing in the matter of:

Amending Ordinance O-16916 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" by amending Document No. 00-16916-1, as amended and adopted therein, by adding to the personnel authorization of Council District 7 (027) one Council Representative II position; exempting said Council Representative II position from the Classified Service; establishing a salary rate for

said position; authorizing the Auditor and Comptroller to transfer the sum of \$21,994 within the General Fund 100 from the Unallocated Reserve (605) to Council District 7 (027) for the above position, allocating \$16,664 to Personnel Services, \$3,830 to Fringe Benefits, and \$1,500 to Non-Personnel Expense.

Aud. Cert. 8800606.

NOTE: See Item 338 on the docket of Tuesday, January 12, 1988, for the introduction and adoption of the Ordinance.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E059-072.)

MOTION BY ROBERTS TO TRAIL ITEMS 212, S400, AND S401 DUE TO LACK OF TIME. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S400: (R-88-1397) TRAILED TO JANUARY 12, 1988

Authorizing the execution of an agreement with James M. Montgomery Consulting Engineers, Inc., for professional consultant services to provide Early Identification of Secondary Treatment Alternatives and Schedules required for the proposed EPA Consent Decree; authorizing the expenditure of an amount not to exceed \$140,000 from CIP-46-147.0, Modified Wastewater Treatment Facilities Plan, Sewer Revenue Fund (41506), for the purpose of providing funds for the above project; authorizing the expenditure of an amount not to exceed \$50,000 from CIP-46-147.0 Modified Wastewater Treatment Facilities Plan, Sewer Revenue Fund (41506), for the purpose of funding Outside Legal Counsel to assist the City Attorney in Consent Decree negotiations with the EPA.

(See City Manager Report CMR-88-16.)

COMMITTEE ACTION: Reviewed by PSS on 1/6/88. Recommendation to approve the City Manager's recommendation and requested the City Manager to respond to the questions in the Mayor's memo dated January 6, 1988. Districts 2, 3, 4, 6 and 7 voted yea.

Aud. Cert. 8800636.

WU-U-88-091.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E059-072.)

MOTION BY ROBERTS TO TRAIL ITEMS S400, S401, AND 212 DUE TO LACK OF TIME. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S401: (R-88-1387) TRAILED TO JANUARY 12, 1988

Authorizing the execution of an amendment to the agreement with Coffeen Anderson Fricke and Associates, Inc. to provide additional professional services for the San Diego Jack Murphy Stadium Sound System Improvements Project, CIP-34-106; authorizing the expenditure of an amount not to exceed \$26,850 from the San Diego Jack Murphy Stadium Operations Fund (10330), for the purpose of providing funds for the above project.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On May 4, 1987, per Resolution R-268268, the City entered into an agreement with Coffeen Anderson Fricke and Associates, Inc. to provide professional services in conjunction with improving the sound system at San Diego Jack Murphy Stadium. The services include: making recommendations; preparing plans and specifications; evaluating bids; and inspecting, testing, and balancing the system. The compensation for these services is \$35,000, plus \$3,000 is allocated for contingencies. The agreement states that if a new central loudspeaker is to be constructed, additional compensation will be discussed with the consultant. The Sound System Project is underway, CIP-34-106, and it includes the addition of a new central loudspeaker and 476 speakers on the Plaza, Loge and Press Levels. Per the agreement, the consultant has requested an amount not to exceed \$29,850 for the inspection, testing and balancing of the system. This phase is most critical as it will ensure that the system is operating properly and at an optimum level, and that the contractor has fulfilled the requirements of the contract. When compared to inspection costs of other Capital Improvement Program projects, this is a reasonable expense. Therefore, it is recommended that the amendment be approved.

Aud. Cert. 8800635.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E059-072.)

MOTION BY ROBERTS TO TRAIL ITEMS S401, S400, AND 212 DUE TO LACK OF TIME. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S402: (R-88-1406) ADOPTED AS RESOLUTION R-270132

Council confirmation of the appointments by the Mayor of Mr. Herb Klein, to represent the category of Business, and Ms. Karolyn Dorsee, as the representative of Council District 5, to serve as members of the San Diego Dr. Martin Luther King, Jr. Tribute Citizens Committee.

(See memorandum from Mayor O'Connor dated 1/6/88.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E049-050.)

MOTION BY STRUIKSMA TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S403: (R-88-1407) ADOPTED AS RESOLUTION R-270133

Rescinding the Board listing and appointments listed under Item Number 28 on Resolution R-269952, entitled "SB 2505 Implementation Advisory Committee (Jails/Courts Facilities);" correcting and retitling Item Number 28, "San Diego County Regional Justice Facility Financing Agency, Board of Directors;" appointing Deputy Mayor Gloria McColl to the Board of Directors of the San Diego County Regional Justice Facility Financing Agency, to represent the City of San Diego, with all the rights, duties and powers appurtenant thereto effective December 7, 1987, pursuant to the provisions of California Government Code Sections 26260 and 26261(a)(2).

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E051-E058.)

MOTION BY STRUIKSMA TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Rose Lynn regarding the State of the City Address.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: F031-060.)

ADJOURNMENT:

By common consent Deputy Mayor McColl adjourned the meeting
at 5:35 p.m.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: F060-063).